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Secrt. H-57—100,000—31-8-42.

Development (1947) Department.

M. SERIES.

G.O. No. 5607

Dated 4.12.1947.

[Despatch Abstract.]

Companies - Indian Companies Act 1913 Section 11 - Use of [redacted] 'Dominion and 'Commonwealth' as part of name of Companies - Instructions - Communicated.

No. 23(33)-Tr.(C.L)/47
Government of India
Ministry of Commerce.

New Delhi, the 20th November, 1947.

From

A.T. Basu, Esquire, B.Sc.,
Assistant Secretary to the Government of India.

To

The Secretary to the Government of Madras,
Development Department,
Madras.

Subject:- Use of the words 'National' 'Dominion' and Commonwealth' as part of names of companies.

Sir,

I am directed to enclose herewith copies of correspondence noted in the margin for your information and such action as may be considered necessary.

1. Letter from the Secretary to the Government of Bombay, Finance Department No.6669/33/21412-D, dated the 23rd June 1947 with enclosures.

2. Letter to the Secretary to the Government of Bombay, Finance Department No.23(33)-Tr.(C.L)/47 dated the 19th November, 1947.

I have the honour to be
Sir,
Your most obedient Servant.

A.T. Basu,
Assistant Secretary to the Government of India.

EK.

GOVERNMENT OF MADRAS
Abstract.

Companies - Indian Companies Act 1913 Section 11 - Use of the words "National" "Dominion and Commonwealth" as part of Names of Companies - Instructions - Communicated.

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DEVELOPMENT DEPARTMENT

G.O.Ms.No.5607 Dated 4-12-1947
Read the following:-

Letter from the Government of India, Ministry of Commerce No.23(33)-Tr(C.L)/47 dated 20-11-47.

ORDER:

Communicated to the Registrar of Joint Stock Companies, Madras for information and guidance;

(BY ORDER OF HIS EXCELLENCY THE GOVERNOR)

sd. . . . .
Secretary to Government,
3-12-47

To the Registrar of Joint Stock Companies.
(with a copy pp.1-5 e.f.)

GK. /True Copy/

Copy of letter from the Secretary to the Government of Bombay, Finance Department No.6669/33/21412-D, dated the 23rd June 1947, to the Secretary to the Government of India, Department of Commerce New Delhi.

Subject:- Names of Companies suggesting patronage of Government i.e. National, Commonwealth, Dominion Permission to add under Section 11 of India Companies Act, 1913.

I am directed to forward a copy of letter No.G.107 dated the 14th June 1947, on the subject mentioned above received from the Registrar of Companies, Bombay for consideration and issue of the necessary instruction.

Copy of letter No.G.107, dated 14th June 1947 from the Registrar of Companies, Bombay, addressed to the Secretary to the Government of Bombay, Finance Department, Boambay.

Please refer to Section 11 of the India Companies Act regarding names of companies suggesting the patronage of Government.

2. So far there are approximately 300 companies haveing the word National was part of their name, while a few are named Commonwealth or Dominion. As these names have been freely permitted hitherto I have not refused them so far, but I submit that words like National, Dominion and Commonwealth are likely to suggest some connection with the Government and as such these names should not in future be permitted without the sanction of the Central Government. In case you are pleased to agree with this submisssion then I suggest that you may kindly forward this to the Government of India for favour of consideration and necessary directions. The question of Hindi translations of the words specified above or specified in Section 11 may also pleased be considered.

sd. . . .. .
Registrar of Companies, Bombay.

Copy of letter No.23(33)-Tr.(C.L)/47, dated the 20th November, 1947, from the Secretary to the Government of India Ministry of Commerce, to the Secretary to the Government of Bombay, Finance Department, Bombay.

Subject:- Use of the words 'Dominion' 'National(and 'Commonwealt as part of names of companies.

With reference to the correspondence ending with this Ministry's letter of even number dated the 9th July 1947, on the above subject, I am directed to say that in the opinion of t the Government of India the work 'Dominion' is hit by section 11 (3) of the Indian Companies , Act, 1913, and should not in future be used as part of name of a company without the previous consent of the Central Government. In their view of ~~xx~~ words 'National' and 'Commonwealth' are, however, not objectionable.

/True Copy/

A. Jayaraman
20/5

Office Assistant,
MADRAS RECORD OFFICE.

GK.